

REMARKS

Applicant respectfully requests reconsideration of the instant application in view of the amendments, herein, and the following remarks:

The following claims are *pending*: 1-6 and 8-17.

The following claims are *independent*: 1, 6 and 8.

The following claim has previously been *cancelled* without prejudice or disclaimer: 7.

Please *add new* claims 15-17 and please *amend* claims 1-6; although these claims have been amended herein to provide clarification, correct typographical inaccuracies and/or informalities, and/or to better track practical/commercial implementations/practices, Applicant submits that the originally filed claims are patentable and reserves the right to pursue the originally filed claims (as well as any claims dependent therefrom) at a later time and/or in one or more continuation/divisional application(s). Applicant submits that these new claims and/or claim amendments are supported throughout the originally filed specification and that no new matter has been added by way of these amendments.

Restriction/Election Requirement

The Office Action states that restriction to one of the following inventions is required under 35 U.S.C. § 121:

Group I. Claims 1-6, drawn to a method for computerized trading comprising: receiving a selection of a trade implementation plug-in providing the plurality of trade

parameters characteristics of the desired trade to the logic engine, determining by the trade implementation plug-in and the market specific plug-in in an order strategy based on the plurality of trade parameters, and providing order data based on the order strategy for display in real time on a graphical user interface, classified in class 705, subclass 37; and

Group II. Claims 8-14, drawn to an apparatus for computerized trading comprising a logic engine for processing trading orders, a trade implementation plug-in in the logic engine for implementing an order strategy, classified in class 705, subclass 35.

Applicant's Election

Applicant respectfully traverses the Office Action and submits that there is no undue burden for the Examiner to conduct a substantive search of the claims corresponding to Groups I and II. The MPEP prescribes that “[i]f the search and examination of all the claims in an application can be made without serious burden, the examiner must examine them on the merits, even though they include claims to independent or distinct inventions.” (MPEP § 803; emphasis added). Accordingly, Applicant respectfully requests reconsideration and withdrawal of the Office Action.

However, should the Examiner maintain the Office Action, Applicant provisionally elects claims corresponding to Group I (claims 1-6 and newly added claims 15-17) for substantive examination.

Further, Applicant reserves the right to pursue the non-elected claims and/or subject matter in one or more continuation/divisional applications at a later time. Entry of this

amendment/response to election/restriction and an early favorable action on the merits are respectfully requested.

Authorization

Applicant hereby authorizes and requests that the Commissioner charge any additional fees that may be required for consideration of this and/or any accompanying and/or necessary papers to Deposit Account No. 03-1240, Order No. 17209-341. In the event that an extension of time is required (or which may be required in addition to that requested in a petition for an extension of time), Applicant requests that the Commissioner grant a petition for an extension of time required to make this response timely, and, Applicant hereby authorizes and requests that the Commissioner charge any fee or credit any overpayment for such an extension of time to Deposit Account No. 03-1240, Order No. 17209-341.

In the event that a telephone conference would facilitate examination of the application in any way, Applicant invites the Examiner to contact the undersigned at the number provided.

Respectfully submitted,
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